

# THE SCHOOL DISTRICT OF PHILADELPHIA

SECTION: PUPILS

TITLE: STUDENT RIGHTS/SURVEYS

ADOPTED: December 21, 2011

REVISED:

235. STUDENT RIGHTS/SURVEYS	
1. Purpose	This policy sets forth guidelines by which student rights and responsibilities are determined, consistent with law and regulations.
2. Definition	<b>Personal information</b> means individually identifiable information including a student's or parent's/guardian's name, address, telephone number, or social security number.
3. Authority SC 510, 696 Title 22 Sec. 4.4, 12.1, 12.3, 12.4, 12.9	<p>The School Reform Commission has the authority and responsibility to establish reasonable rules and regulations for the conduct and deportment of district students. At the same time, no student shall be deprived of equal treatment and equal access to the educational program, due process, a presumption of innocence, and free expression and association, in accordance with SRC policy and school rules.</p> <p>Surveys conducted by outside agencies, organizations and individuals shall be approved by the SRC, based on the Superintendent or designee's recommendation, prior to administration to students.</p>
4. Guidelines Title 22 Sec. 12.2, 12.3	<p>Attendant upon the rights established for each student are certain responsibilities, which include regular attendance; conscientious effort in classroom work and homework; conformance to SRC policies and school rules and regulations; respect for the rights of students, administrators, and others; and expression of ideas and opinions in a respectful manner.</p> <p>A listing of students' rights and responsibilities shall be included in the Code of Student Conduct, which shall be distributed annually to students and parents/guardians.</p> <p>A student who has reached the age of eighteen (18) years possesses the full rights of an adult and may authorize those school matters previously handled by a parent/guardian.</p>
Title 22 Sec. 12.3 Pol. 218	



<p>Title 22 Sec. 4.4 20 U.S.C. Sec. 1232h</p>	<p>However, such survey, analysis or evaluation may be conducted on a voluntary basis, provided that the student and parent/guardian have been notified of their right to inspect all related materials and to opt the student out of participation.</p>
<p>20 U.S.C. Sec. 1232h</p>	<p>The district shall implement procedures to protect student identity and privacy when a survey contains any of the restricted subject areas listed above.</p>
<p>20 U.S.C. Sec. 1232h</p>	<p><u>Collection Of Information For Marketing</u></p> <p>The parent/guardian has the right to inspect the material and opt out the student from participating in any activity that results in the collection, disclosure or use of personal information for purposes of marketing or selling that information. This does not apply to the collection, disclosure or use of personal information collected from students for the exclusive purpose of developing, evaluating, or providing educational products or services for or to students.</p>
<p>5. Delegation of Responsibility</p>	<p>The Superintendent or designee shall develop administrative procedures consistent with law and SRC policy to ensure that student rights under specific conditions are properly recognized and maintained.</p>
<p>20 U.S.C. Sec. 1232h</p>	<p>The Superintendent or designee shall annually notify the parent/guardian concerning:</p> <ol style="list-style-type: none"> <li>1. Contents of this policy and its availability.</li> </ol>
<p>Title 22 Sec. 12.3</p>	<ol style="list-style-type: none"> <li>2. Contents of the Code of Student Conduct.</li> <li>3. Notice of rights and approximate dates that any surveys requesting personal information may be scheduled.</li> <li>4. Administrative procedures to request access to survey instruments prior to administration.</li> <li>5. Administrative procedures for opting students out of participation in surveys.</li> </ol>

References:

School Code – 24 P.S. Sec. 510, 696

Home Rule Charter – 12-300

State Board of Education Regulations – 22 PA Code Sec. 4.4, 12.1, 12.2, 12.3, 12.4, 12.9, 12.41, 403.1

Protection of Pupil Rights Act – 20 U.S.C. Sec. 1232h

School Reform Commission Policy – 105.1, 218